

ORIGINAL

Decision No. ~~70768~~

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Alto Bros.)	
Trucking for deviation)	Application No. 48320
from provisions of)	(Filed March 18, 1966)
Item 680, MRT No. 2.)	

OPINION AND ORDER

Robert A. Alto and Cecil E. Alto, doing business as Alto Bros. Trucking, hold radial highway common carrier and city carrier permits. By this application they seek authority to use actual weights in lieu of provided weights in computing charges for the transportation of lumber in the Eureka-Arcata area for distances not exceeding 50 constructive miles.¹ The sought authority would apply only in connection with shipments transported for shippers hereinafter designated.

Charges are generally assessed for the transportation of lumber and forest products under the provisions of Minimum Rate Tariff No. 2 on provided weights in pounds based on board foot measurements for distances not exceeding 50 constructive miles and on actual gross weights in pounds for distances exceeding 50 constructive miles. The provided weights have been in general use in place of actual weights for some time as it has been recognized that actual weights for lumber traffic in short-haul deliveries cannot ordinarily be obtained without interfering with the shippers' service requirements and without incurring added costs.²

Applicants allege that provided weights predicated on averages and assumptions are unreasonable and improper when used as

¹ The provided weights are set forth in Item No. 680 of Minimum Rate Tariff No. 2.

² Decision No. 44893 dated October 10, 1950.

a basis in determining the rates for the transportation of lumber and forest products for the shippers involved and the use of these weights is objectionable to such shippers. Applicants assert that they have found that actual weights, supported by certified weigh-master's certificates, produce reasonable and proper charges for the transportation in question.

Copies of the application were mailed to California Trucking Association and to interested shippers on or about March 17, 1966. The application was listed on the Commission's Daily Calendar of March 21, 1966. No objection to the granting of the application has been received.

In the circumstances, it appears, and the Commission finds, that applicants' proposal is reasonable. A public hearing is not necessary. The Commission concludes that the application should be granted. However, as the conditions surrounding the transportation may change, the authority should be made to expire at the end of one year, unless sooner canceled, changed or extended by order of the Commission.

IT IS ORDERED that:

1. Robert A. Alto and Cecil E. Alto are hereby authorized to assess charges on shipments of lumber and forest products less than the charges otherwise applicable but not less than the charges applicable under the minimum rates based on the actual weights when such shipments are transported for Arcata Redwood Co., Associated Redwood Mills, James Redwood Sales, Reid & Wright Co., Simpson Timber Co. (Arcata) and Simpson Timber Co. (Korbel) and provided that actual weights are used in all instances.

2. The authority herein granted shall expire one year after the effective date of this order, unless sooner canceled, changed or extended by order of the Commission.

This order shall become effective twenty days after the date hereof.

Dated at San Francisco, California, this 24th day of May, 1966.

Fredrick B. Holmoff
President
John E. Mitchell
George E. Grover
Augustin

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this order.